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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Schaldach, et al.

Examiner: Unknown

Serial No: 10/021,899

Art Unit: Unknown

For: METHOD FOR INSTALLING A MARKER ELEMENT TO AN IMPLANT  
AND AN IMPLANT PROVIDED WITH A MARKER ELEMENT

Filed: 13 December 2001

Date: 17 April 2002

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

TECHNOLOGY CENTER R3700  
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## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Under 37 CFR 1.97

This Information Disclosure Statement is filed more than three months after the filing date of the application, but it is timely filed because there has been no Office Action on the merits (37 CFR 1.97(b)(3)) or, in the alternative, because it is filed within one month after receipt of a search report from a foreign Patent Office (37 CFR 1.97(c)(1)).

The filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made (37 CFR §1.56(g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13, at 25.

This Information Disclosure Statement is made to comply with the duty of candor imposed on all individuals associated with the filing or prosecution of this application, as defined by 37 CFR §1.56(c).


Two (2) foreign patent documents are listed on the attached one (1) sheet of Form PTO/SB/08A which is made a part hereof. A copy of each is enclosed. Also enclosed in the filing papers, but not listed on the form, is a copy of a Search Report dated 3 April 2002 from the European Patent Office on EPO application 01250443.7, which claims priority from the same German application as this US application.

The EPO Search Report cites three patent documents. Two of these are reported herein, as references CA and CB. The first reference in the EPO Search Report (WO 97 33534 A) was reported in the earlier Information Disclosure Statement filed with the missing parts on 14 March 2002 as Reference BA.

Both references supplied herewith are in English.

The foregoing Information Disclosure Statement is based upon the information known to the inventor or contained in the undersigned attorney's file as of the filing date of this statement and is inclusive of the best information known to each of the undersigned at that date. Prompt consideration of the Information Disclosure Statement and the references by the Examiner is earnestly requested.

Respectfully submitted,

  
Stephen L. Grant  
Reg. No. 33,390

Oldham & Oldham Co., LPA  
1225 West Market Street  
Akron, Ohio 44313  
330/864-5550  
Atty. Docket: 7163-34



Attorney Docket: 7163-34

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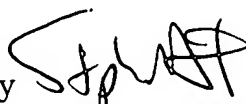
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Transmitted herewith:

- 1) Supplemental Information Disclosure Statement
- 2) PTO-1449 Form
- 3) Acknowledgement of Receipt/Return Card

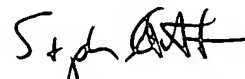
HAHN LOESER + PARKS LLP

By   
Stephen L. Grant  
Reg. No. 33,390

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United State Postal Service as First Class mail on the date shown below and addressed to the: Commissioner of Patents and Trademarks, Washington, D.C. 20231.

17 April 2002  
Date

  
Stephen L. Grant